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LANCASTER, NEW YORK  
SEPTEMBER 8, 1981

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 8th day of September, 1981, at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
RONALD A. CZAPLA, COUNCILMAN  
LEONARD E. GRZYBOWSKI, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
ROBERT LABENSKI, TOWN ENGINEER  
ROBERT W. URBAN, HIGHWAY SUPERINTENDENT  
THOMAS E. FOWLER, CHIEF OF POLICE  
ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENINGS SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster Radio Communication Equipment for the Police Department Radio System.

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:00 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

One proposal was received from the following bidder:

BIDDER

Motorola Communications & Electronics, Inc.  
388 Evans Street  
Williamsville, New York 14221

BID OPENINGS SCHEDULED FOR 8:00 P.M. CONT'D.:

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY COUNCILMAN CZAPLA AND CARRIED, by unanimous voice vote, the aforesaid proposal was turned over to the Chief of Police for examination, tabulation, and recommendation.

Later in the meeting, the Chief of Police reported that he reviewed the proposal, it met the specifications, and recommended a contract award to Motorola. The Town Board, at that time, suspended the necessary rule and awarded the contract to Motorola Communications & Electronics, Inc.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens on the "Proposed Uses" of Federal Revenue Sharing Funds to be received by the Town of Lancaster for the Year 1982.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Supervisor briefly outlined, for those present, the purpose of the hearing and reviewed what has been done with Federal Revenue Sharing Funds during the past years.

No persons spoke on this matter and no communications were received with any proposals or suggestions.

ON MOTION BY COUNCILMAN BARNHARDT, AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

OFFICIAL REPORTS:

None

REPORTS OF TOWN BOARD COMMITTEES:

Councilman Berent, for the Fire Committee, reported that the Town Engineers have estimated the cost for the installation of a fire practice hydrant in front of the Town Line Fire Hall at approximately \$3,000.00.

Councilman Berent also presented to the Town Clerk a communication from the Town Engineer dated September 8, 1981 wherein a quotation was given for the installation of a practice hydrant on Cemetery Road at a cost of \$8,000.00.

Both of these items were referred to the Budget Committee for further study.

Councilman Grzybowski, for the Drainage Committee, reported that he met with the Town Engineers on premises of 43 Botimer Street relative to surface water drainage problems and also other premises in the area.

The Town Engineer had a report on this evening's agenda, Communication No. 728, indicating what remedial action was necessary in this area.

Councilman Grzybowski requested the Town Engineer to follow up on his report with a supplemental report indicating the approximate cost to implement the recommendations contained in the original report.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board of the  
Town of Lancaster held August 17, 1981, as presented by the Town Clerk, be  
and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Chairman of the Drug Abuse Prevention Council of the  
Town of Lancaster, by letter dated August 20, 1981, has recommended that  
David Parra, part-time Outreach Worker, be appointed to the position full-  
time,

NOW, THEREFORE, BE IT

RESOLVED, that DAVID PARRA, 153 Argus Drive, Depew, New York, be  
and is hereby appointed to the position of Outreach Worker, full-time, with  
the Drug Abuse Prevention Council of the Town of Lancaster, effective  
September 9, 1981, at a salary of \$10,516.00, said salary being 80% of full  
salary for that position, and

BE IT FURTHER

RESOLVED, that steps ascending to full salary status shall be as  
follows:

November 5, 1981	- 85% of full salary for said position
May 5, 1982	- 90% of full salary for said position
November 5, 1982	- 95% of full salary for said position
May 5, 1983	- 100% of full salary for said position

and

BE IT FURTHER

RESOLVED, that the Supervisor take the necessary action with the  
Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dukyx~~

The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION; SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, it is in the public interest of the Town of Lancaster to  
complete and file its 1981 Community Development Agreements for the Seventh  
Year Program, for community development funding for the year 1981,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute the said 1981 Community Development Agreements for the  
Seventh Year Program, for the year 1981, on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

SUPERVISOR KEYSA VOTED YES

~~xdubx~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Director of the Community Development Program for the  
County of Erie has requested execution of a Cooperation Agreement pursuant to  
the Housing and Community Development Act of 1974 as amended, and

WHEREAS, it is in the public interest for the Town of Lancaster  
to continue participation in the urban counties program;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute the Urban County Cooperation Agreement, pursuant to the  
Housing and Community Development Act of 1974, as amended.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dutyxx~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board, by letter dated  
September 2, 1981, has recommended the appointment of certain individuals to  
the Town of Lancaster Volunteer Ambulance Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions be made to the membership  
of the Town of Lancaster Ambulance Corps:

Wendy Aduddle	- 80 Ashford Pl., Depew, New York
Vincent Bottita	- 180 Banko Dr., Depew, New York
Carol Donaldson	- 95 Sheldon, Depew, New York
Carol T. Galdon	- 14 Brady Ave., Lancaster, New York
Gregory J. Galden	- 14 Brady Ave., Lancaster, New York
Joseph Lucarelli	- 65 Green Ter., Depew, New York
Kenneth F. Matynka	- 2800 Hall Rd., Lancaster, New York
Nancy-Richardville	- 18 Slate Creek Dr., #12, Cheektowaga, New York
Paul A. Richardville	- 18 Slate Creek Dr., #12, Cheektowaga, New York
Florence E. Rozler	- 618 Lake Ave., Lancaster, New York
Lois R. Stutzman	- 31 Laverack Ave., Lancaster, New York

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN BARNHARDT , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 BERENT , TO WIT:

WHEREAS, certain on-site modifications in the construction of the  
 Opera House Restoration Project have resulted in the necessity of a change  
 order, and

WHEREAS, the Town of Lancaster's Architect has recommended such  
 change order be accepted by the Town of Lancaster, and said change order is  
 on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized and  
 directed to execute the following change order:

Change Order No. 8 - General Contract  
Henter Construction Corporation

1. Furnish and install $\frac{1}{4}$ " plywood underlayment over existing wood flooring in Dressing Room, North and South Vestibules, South Stairs at top in order to provide satisfactory base for new vinyl asbestos tile	ADD	\$ 621.50
2. Furnish and install new 1" x 1" quarter- round pine molding at intersection of base and floor in Opera House main (2nd) floor and balcony (3rd) floor	ADD	550.00
3. Furnish and install new 11/16" x 11/16" cove moldings at balcony (3rd) floor seating platforms where plywood was installed	ADD	231.00
	TOTAL	\$ 1,402.50
Amount of Contract prior to this Change Order		\$234,551.38
Amount of this Change Order to be added		1,402.50
Amount of Contract including this Change Order		\$235,953.88

The question of the adoption of the foregoing resolution was duly  
 put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, lease negotiations have been extensively carried on by the  
Town of Lancaster and the Lancaster New York Opera House, Inc., providing for  
a lease of a portion of the Town Hall commonly referred to as the "Opera House",  
and

WHEREAS, a number of administrative details require additional time  
to be incorporated in said permanent lease, and

WHEREAS, it is in the public interest to enter into a management  
agreement and interim lease to insure the orderly management, administration  
and operation, and start-up procedures for the facility commonly referred to  
as the "Opera House", and

WHEREAS, a copy of the Management Agreement and Interim Lease to be  
executed by the Town of Lancaster and the Lancaster New York Opera House, Inc.,  
has been filed with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute a 60-day Management and Interim Lease heretofore filed  
with the Town Clerk.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duxx~~

The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster has negotiated an agreement with the  
Town of Lancaster Police Benevolent Association , which provides as follows:

"Beginning July 1, 1982 the Town will also provide, to  
those officers eligible, the benefits pursuant to  
Section 302.9-d, of the New York State Retirement & Social  
Security Law, more commonly known as the Final Average  
Salary."

and,

WHEREAS, in order to implement the aforementioned benefit, Town  
Board action is required;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster does hereby  
elect, as provided in Section 302, Sub-Division - Nine (d) of the Retirement  
and Social Security Law as presently or hereafter amended, to grant a one year  
final average salary for eligible employees"; and

BE IT FURTHER

RESOLVED, that this election shall become effective with the payroll  
period beginning on the 1st day of July, 1982, and

BE IT FURTHER

RESOLVED, that the Town Supervisor take such further action relative  
to processing this benefit as may be required.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon <sup>duly</sup>~~xxx~~ unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated August 19, 1981, has requested authorization for the Youth Counselor and the Executive Director to attend the Western New York Association of Youth Boards and Youth Bureaus Seminar to be held at Cheektowaga, New York, on September 16, 1981,

NOW, THEREFORE, BE IT

RESOLVED, that JOHN TROJANOWSKY, Youth Counselor and MARY LUCARIELLO, Executive Director of the Youth Bureau be and are hereby authorized to attend the aforementioned seminar, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in a total amount of \$6.00 per person, plus mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter dated August 12, 1981, has requested confirmation of one (1) new member duly elected to the membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the membership of the following individual in the Twin District Volunteer Fire Co., Inc.:

Lawrence David  
5524 Transit Road  
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxkyx~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the effective operation of the government of the Town of Lancaster requires that all elected officials and employees be independent, impartial and responsible only to the people of our Town, and

WHEREAS, it is clearly in the public interest that all decisions of this Town government be made within the proper channels without any actual, or implied conflicts of interest by employees or officials, and

WHEREAS, public officials and employees must not utilize their positions for personal gain and must observe in their official acts the highest standards of moral conduct and must carry out their public responsibilities regardless of any personal interest, and

WHEREAS, above all, the public must have complete confidence in the integrity of its Town government and in the officials that are elected or appointed to administer that government, and

WHEREAS, the utilization of a Town of Lancaster Code of Ethics, in conjunction with the provisions of the General Municipal Law, Article 18 and the strict adherence of this Code by all employees and officials of Lancaster Town government would insure that the above mentioned standards are enforced.

NOW, THEREFORE, BE IT

RESOLVED, that the following Code of Ethics be enacted by the Lancaster Town Board, as follows:

SECTION 1. Pursuant to the provisions of Section 806 of the General Municipal Law, the Lancaster Town Board recognizes that there are rules of ethical conduct for public officials that must be observed if a high degree of moral conduct is to be obtained and if public confidence is to be maintained in our unit of local government. It is the purpose of this resolution to promulgate these rules of ethical conduct for the officers and employees of the Town of Lancaster. These rules shall serve as a guide for official conduct of the officers and employees of the Town of Lancaster. The rules of ethical conduct of this resolution as adopted shall not conflict

with but shall be in addition to any prohibition of Article 18 of the General Municipal Law or any other general or special law relating to ethical conduct and interest in contracts of municipal officers and employees.

SECTION 2. Definitions. (a) "Municipal Officer or Employee" means an officer or employee of the Town of Lancaster whether paid or unpaid, including members of any administrative board, commission or other agency thereof. No person shall be deemed to be a municipal officer or employee solely by reason of being a volunteer fireman.

(b) "Interest" means a pecuniary or material benefit accruing to a municipal officer or employee unless the context otherwise requires.

SECTION 3. Standards of Conduct. Every officer or employee of the Town of Lancaster shall be subject to and abide by the following standards of conduct:

(a) Gifts. He shall not directly or indirectly solicit any gift or accept or receive any gift having a value of twenty-five dollars or more, whether in the form of money, services, loan, travel, entertainment, hospitality, thing or promise or any other form under circumstances in which it could reasonably be inferred that the gift was intended to influence him, or could reasonably be expected to influence him in the performance of his official duties or was intended as a reward for any official action on his part.

(b) Confidential Information. He shall not disclose confidential information acquired by him in the course of his official duties or use such information to further his personal interest.

(c) Representation Before One's Own Agency. He shall not receive or enter into any government, express or implied, for compensation for services to be rendered in relation to any matter before any municipal agency of which he is an officer, member or employee or of any municipal agency over which he has jurisdiction or to which he has the power to appoint any member, officer or employee.

(d) Representation Before Any Agency for a Contingent Fee. He shall not receive or enter into any agreement, express or implied, for compensation for services to be rendered in relation to any matter before any agency of his municipality, whereby his compensation is to be dependent or contingent upon any action by such agency with respect to such matter, provided that this paragraph shall not prohibit the fixing at any time of fees based upon the reasonable value of the services rendered.

(e) Disclosure of Interest in Legislation. To the extent that he knows thereof, a member of the Town Board and any officer or employee of the Town of Lancaster, whether paid or unpaid, who participates in the discussion or gives official opinion to the Town Board on any legislation before the Town Board, shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he has in such legislation.

(f) Investments in Conflict with Official Duties. He shall not invest or hold any investments directly or indirectly in any financial, business, commercial, or other private transaction, which creates a conflict with his official duties.

(g) Private Employment. He shall not engage in, solicit, negotiate for or promise to accept private employment or render services for private interest when such employment or service creates a conflict with or impairs the proper discharge of his official duties.

(h) Future Employment. He shall not, after termination of service or employment with such municipality, appear before any board or agency of the Town of Lancaster in relation to any case, proceeding or application in which he personally participated as a public officer or employee during his period of service or employment or which was under his service or employment.

SECTION 4. Nothing herein shall be deemed to bar or prevent the timely filing by a present or former municipal officer or employee of any claim, account, demand or suit against the Town of Lancaster, or any agency thereof on behalf of himself or any member of his family arising out of personal injury or property damage or for the lawful benefit authorized or permitted by law.

SECTION 5. Disclosure of Interests

(a) Disclosure of Interests regardless of conflict. Every Town officer or employee (excepting unpaid members of advisory boards, commissions, councils or bodies) who:

1. holds an elective office, or;
11. is in the exempt class of the Civil Service, excepting students and trainees, or;
111. is authorized in the usual course of his duties to exercise a substantial degree of discretion in financial or regulatory transactions with private entities, shall, within 30 days after taking office and within 30 days after any change in the status of the matters hereinafter enumerated, file with the Town Clerk a statement in writing, identifying:

1.) The name of any corporation for profit in which he, and/or his spouse, and/or any of his children holds 5% or more of the stock;

2.) Real property situate in the Town of Lancaster which he, his spouse, or any of his children holds for profit or from which he, his spouse or any of his children receives rents or income, excepting such real property as is maintained for use as his residence or the residence of his spouse or any of his children, as the case may be;

3.) Self-employment or employment by or membership on or in the board of directors of any corporation, partnership, association, person or other entity from which he derives a gross income in excess of \$500.00 per year.

Any such town officer or employee who does not have such interests shall file a statement to that effect.

Such statements of public disclosure shall be matters of public record and shall be maintained on file in an appropriate manner by the Town Clerk.

It shall be the responsibility of the Supervisor of the Town of Lancaster to:

(a) prior to January 31st of each year, to compile a list of the persons who in his judgement are within the scope of this provision and to notify them in writing of this requirement; and

(b) to review all statements of disclosure filed with the Town Clerk

and to take such actions as may be required in relation to any interest, subject to any other provision of this Code, any provision of Article 18 of the General Municipal Law, or any other applicable provision or principle of law.

SECTION 6. Distribution of Code of Ethics. The Supervisor of the Town of Lancaster shall cause a copy of this Code of Ethics to be distributed to every officer and employee of the Town of Lancaster within ten (10) days of the effective date of this resolution. Each officer and employee elected or appointed thereafter shall be furnished with a copy before entering upon the duties of the office or appointment.

SECTION 7. Penalties. In addition to any penalty contained in any other provision of law, any person who shall knowingly or intentionally violate any of the provisions of this Code may be suspended or removed from office or employment, as the case may be, in the manner provided by law.

SECTION 8. Effective Date. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED NO
COUNCILMAN BERENT	VOTED NO
COUNCILMAN CZAPLA	VOTED NO
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED NO

The resolution was thereupon unanimously voted down.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

RESOLUTION OF THE TOWN OF LANCASTER, NEW  
YORK, ADOPTED SEPTEMBER 8, 1981, AMENDING  
THE BOND RESOLUTION ADOPTED MARCH 2, 1981.

Recital

WHEREAS, the Town Board of the Town of Lancaster, in  
the County of Erie, New York, has heretofore duly authorized  
the purchase of an ambulance for use by the Town and due to  
the increased cost of such ambulance, it is necessary to increase  
the estimated maximum cost thereof and to provide for the financ-  
ing thereof, now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,  
IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not  
less than two-thirds of all the members of said Board) AS  
FOLLOWS:

Section 1. The bond resolution of said Town of  
Lancaster, duly adopted by the Town Board of said Town on  
March 2, 1981, entitled:

"Bond Resolution of the Town of Lancaster, New York,  
adopted March 2, 1981, authorizing the purchase of an ambulance  
for use by the Town, stating the estimated maximum cost thereof  
is \$19,500, appropriating said amount therefor, including \$5,000  
to be received as a gift and applied towards the cost thereof,  
and authorizing the issuance of \$14,500 serial bonds of the Town  
to finance the balance of said appropriation,"

is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK, ADOPTED MARCH 2, 1981 AND AMENDED SEPTEMBER 8, 1981, AUTHORIZING THE PURCHASE OF AN AMBULANCE FOR USE BY THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$23,500, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING \$5,000 TO BE RECEIVED AS A GIFT AND APPLIED TOWARDS THE COST THEREOF, AND AUTHORIZING THE ISSUANCE OF \$18,500 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town"), in the County of Erie, New York, is hereby authorized to purchase an ambulance for use by the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$23,500 and said amount is hereby appropriated therefor, including \$5,000 to be received as a gift from the Lancaster Volunteer Ambulance Corps. and hereby authorized to be applied towards the payment of said cost. The plan of financing includes the application of said \$5,000 donation, the issuance of \$18,500 serial bonds of the Town and the levy of a tax upon all the taxable real property in the Town to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal

amount of \$18,500 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance the balance of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 27-a of the Law, is five (5) years.

(b) Current funds are not required to be provided as a down payment prior to the issuance of the bonds hereby authorized or of any bond anticipation notes issued in anticipation of the sale of such bonds, pursuant to the provisions of §107.00 d. 5. of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds, shall contain the recital of validity prescribed by §52.00 of the Law, and said serial bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in each year and (b) the payment of interest to be due and payable in each year.

Section 5. Subject to the provisions of this resolution and pursuant to \$30.00 relative to the authorization of the issuance of bond anticipation notes and of \$50.00 and \$56.00 to 60.00 of the Law, the powers and duties of the Town Board of the Town relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the serial bonds authorized by this resolution and of any notes authorized and issued in anticipation of said bonds, or the renewals thereof, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution, as amended, shall take effect immediately.

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Section 2. The amendment to said bond resolution in Section 1 of this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or taken pursuant to said bond resolution and all such liabilities incurred, issued or taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section 3. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution  
was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duky~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,  
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to  
publish the foregoing bond resolution, as amended, in full, in  
the "LANCASTER ENTERPRISE-JOURNAL," a newspaper published in  
Lancaster, New York, and having a general circulation in said  
Town, which newspaper is hereby designated as the official news-  
paper of the Town for such publication, together with the Town  
Clerk's statutory notice substantially in the form as prescribed  
by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution  
was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated August 11, 1981, has recommended that David Parra, Outreach Worker, be authorized to attend the Advanced Techniques for Early Intervention in Alcoholism Workshop, to be held at Buffalo, New York on September 18, 1981,

NOW, THEREFORE, BE IT

RESOLVED, that DAVID PARRA be and is hereby authorized to attend the aforementioned workshop, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized not to exceed \$20.00, plus mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~

The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT ; TO WIT:

WHEREAS, the Town Board of the Town of Lancaster is deeply committed to providing emergency ambulance service to the people of the Town of Lancaster, including the Village of Depew, and in meeting its commitments to the Village of Depew under a certain contractual arrangement for ambulance service to the Cheektowaga portion of the Village of Depew, and

WHEREAS, the Village Board of the Village of Depew has agreed to pay ten dollars (\$10.00) per ambulance call made by the Lancaster Volunteer Ambulance Corps. within the Village of Depew in the Town of Cheektowaga during calendar year 1981 and thereafter, and

WHEREAS, it is the intent of the Town Board of the Town of Lancaster to continue ambulance service as heretofore provided without any disruption in said service, pending further determination of facts with regard to the Village of Depew contract and pending further negotiations relative thereto, and

WHEREAS, by offer dated September 8, 1981, the Lancaster Volunteer Ambulance Corps, Inc. has indicated that it has or will shortly acquire in its name, a 1981 Horton Demonstrator Modular Type ambulance, which it is willing to offer to the Town of Lancaster by lease upon terms to be negotiated, to be put into service approximately October 1, 1981;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

(1) That the offer of the Village Board of the Village of Depew to increase payment for ambulance calls within the Town of Cheektowaga portion of the Village of Depew, during calendar year 1981, and thereafter, to ten dollars (\$10.00) per call, be and hereby is accepted and that notification of same be sent by the Town Clerk to the Village Board of the Village of Depew, by a copy of this resolution;

(2) That the Supervisor be authorized to conduct a thorough time study and cost analysis of the various functions of the ambulance service, including dispatch service in order to obtain a fair and equitable cost analysis to fully determine the cost of ambulance calls within the Cheektowaga portion of the Village of Depew, and that the Town Attorney be directed to conduct further negotiations with the Village of Depew at a mutually agreeable time with representatives of the Village of Depew in order to arrive at a mutually acceptable ambulance contract with the Village of Depew for service to the Cheektowaga portion of said village;

(3) That the gracious offer of the Lancaster Volunteer Ambulance Corps, Inc., to provide a 1981 Horton Modular-Type Ambulance be accepted and that the Town Attorney be authorized and directed to negotiate a lease agreement between the Town and Lancaster Volunteer Ambulance Corps with consideration, among other items, to be One Dollar (\$1.00) per year, with the vehicle to be placed in service on or about October 1st, 1981.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon ~~duly~~ unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 BERENT , TO WIT;

WHEREAS, the Town Board by resolution dated August 17, 1981, has heretofore authorized the Supervisor to file with the State Division for Youth, Form DFY-2043 , "Individual Program Application and Budget" for the purpose of securing State funding for a proposed Junior Citizens Club at the Depew Branch of the Depew-Lancaster Boys' Club, Inc., and for the purpose of acting as a conduit for passing these funds on to the Depew-Lancaster Boys' Club in accordance with procedures established by the New York State Division for Youth, and

WHEREAS, the Town Attorney has prepared an agreement by and between the Town of Lancaster and the Depew-Lancaster Boys' Club, Inc., for the operation of the proposed Junior Citizens Club at the Depew Branch of the Depew-Lancaster Boys' Club, which Agreement is on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said agreement, which agreement shall be contingent upon receipt of all state approvals for funding the program at no cost to the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES •

SUPERVISOR KEYSA VOTED YES

~~xxx~~

The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 511 to 632 Incl.	\$179,002.63
Part Town Fund	No. 826 to 826 Incl.	\$ 4,000.00
Highway Fund	No. 655 to 685 Incl.	\$ 53,685.25
Special District Fund	No. 530 to 532 Incl.	\$ 2,074.00
Trust & Agency Fund	No. 507 to 512 Incl.	\$ 24,429.49
Federal Revenue Sharing Fund	No. 175 to 185 Incl.	\$ 7,707.18
Capital Fund	No. 547 to 553 Incl.	\$ 71,270.00
Community Development Fund	No. 1064 to 1065 Incl.	\$ 2,500.00
Community Development Fund (Rehabilitation Escrow Acct.)	No. 115 to 115 Incl.	\$ 600.00

and,

BE IT FURTHER

RESOLVED, that the claim of Krehbiel Associates, for \$1,600.00,  
dated July 28, 1981, be and is hereby approved and the Supervisor be and is  
hereby ordered to submit this claim to the Community Development Economic  
Development Water Line Program for reimbursement, and

BE IT FURTHER

RESOLVED, that the claim of applicant and Sitarek Construction,  
for \$600.00, dated August 26, 1981, be and is hereby approved and the  
Supervisor be and is hereby ordered to submit this claim to the Community  
Development Program, Rehabilitation Escrow Account, Grant No. 467 - Spec. LANC(T)

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES	COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN BERENT VOTED YES	SUPERVISOR KEYSA VOTED YES
COUNCILMAN CZAPLA VOTED YES	

~~clerk~~

The resolution was thereupon unanimously adopted.

September 8, 1981

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
140	Stephen Andruchowskyj	825 Ransom Rd.	EXT. FR. SIN. DWLG, PVT. GARAGE
141	Kenneth Engelhardt	21 East Home Rd.	EXT. FR. PVT. GARAGE
142	Josela Enter.	18 Squirrel Run	ER. FR. SIN. DWLG, PVT. GARAGE
143	Colley's Pool Sales	129 Schlemmer Rd.	ER. POOL
144	Lee Garbacz	176 Cemetery Rd.	EXT. FR. SIN. DWLG, PVT. GARAGE
145	Robert J. Rupe	64 Maple Dr.	EXT. FR. SIN. DWLG, PVT. GARAGE
146	William Geib	135 Brunck Road	EXT. FR. SIN. DWLG.
147	Harold Martzolf	12 West Home Rd.	ER. FR. SIN. DWLG.
148	Josela Enter.	34 Squirrel Run	ER. FR. SIN. DWLG, PVT. GARAGE
149	Marrano Corp.	10 Heritage Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
150	Donald W. Cybulski	279 Iroquois	ER. SHED
152	Josela Enter.	22 Squirrel Run	ER FR. SIN. DWLG, PVT. GARAGE
153	Paul Marinaccio	4917 William St.	ER. BRK. VEN. FOOD STORE

and,

BE IT FURTHER

RESOLVED, that Building Permit Application No. 151 for Victor Hood  
be tabled for further study and review by the Investigating Committee.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GRZYBOWSKI VOTED YES  
SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

September 8, 1981

Councilman Grzybowski requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Erie County Board of Health has recently proposed the imposition of some twenty new inspection and service fees for businesses and homeowners in Erie County, and

WHEREAS, these fees would be charged to a variety of businesses, including restaurants, motels, hotels, mobile home parks, bakeries, food stands and many other establishments, and

WHEREAS, homeowners utilizing septic systems would see the fees charged to them for inspections rise between 350 and 525 per cent, while the fees charged to the above cited businesses could rise to several hundred or several thousand dollars annually, and

WHEREAS, in addition to these fees, the Health Department's Emergency Medical Services Office has proposed a fee for training volunteer firefighters in first aid and Emergency Medical Technician activities, and

WHEREAS, these fee schedules will impose an unnecessary and unfair burden on many segments of our community and on taxpayers who have already helped finance these inspections, training programs and licenses,

NOW, THEREFORE, BE IT

RESOLVED, that the Lancaster Town Board hereby registers its opposition to the proposed new and increased fees for services provided by the Erie County Health Department and Board of Health, and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the Commissioner of Health, Board of Health, County Executive Edward Rutkowski and County Legislators L. William Paxon and Richard A. Slisz.

The question of the adoption of the foregoing resolution was duly

put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

SUPERVISOR KEYSA VOTED YES

~~duky~~

The resolution was thereupon unanimously adopted.

September 8, 1981

Councilman Barnhardt requested a suspension of the necessary rule  
for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Town of Lancaster has sold Bond Anticipation Notes  
in the amount of \$750,000.00, and

WHEREAS, the closing of such sale is scheduled in New York City  
on September 10, 1981,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is  
hereby authorized to attend the closing of the sale of \$750,000.00 in  
obligations of the Town of Lancaster in New York City on September 10, 1981,  
and

BE IT FURTHER

RESOLVED, that all ordinary and necessary expense reimbursement,  
required for the attendance of the Supervisor at said closing, be and is  
hereby authorized.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KESYA	VOTED YES

~~duky~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, definite plans, specifications and contract documents have been prepared by Shelgren & Marzec, Architects, for furnishing all materials, labor and equipment incidental to new roofing on the Senior Citizens Building on Clark Street,

NOW, THEREFORE, BE IT

RESOLVED, that the plans, specifications and contract documents for furnishing all materials, labor and equipment incidental to new roofing on said Senior Citizens Building, be and hereby are approved and adopted, and

BE IT FURTHER

RESOLVED, that sealed proposals will be received, publicly opened, read aloud and considered by the Town Board of the Town of Lancaster at a meeting of the said Town Board to be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of September, 1981, at 8:00 o'clock P.M. Local Time, for furnishing all materials, labor and equipment incidental to new roofing on the Senior Citizens Building on Clark Street in Lancaster, in accordance with specifications on file in the Town Clerk's office and that Notice of Advertisement for bids shall be published by the Town Clerk of the Town of Lancaster in the Lancaster Enterprise & Journal, being the official town newspaper and a newspaper of general circulation in the Town of Lancaster, no later than September 10, 1981, and posted according to law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	BARNHARDT	VOTED YES	COUNCILMAN	GRZYBOWSKI	VOTED YES
COUNCILMAN	BERENT	VOTED YES	SUPERVISOR	KEYSA	VOTED YES
COUNCILMAN	CZAPLA	VOTED YES			

The resolution was thereupon uanimously adopted.

September 8, 1981

LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO CONTRACTORS

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NOTICE IS HEREBY GIVEN that pursuant to resolution of the Town Board of the Town of Lancaster, Erie County, New York, sealed proposals will be received, publicly opened, read aloud and considered by the Town Board on the 21st day of September, 1981, at 8:00 P.M., E.D.T., in the Town Hall Council Chamber, 21 Central Avenue, Lancaster, New York for furnishing all materials, labor and equipment incidental to New Roofing on the Senior Citizens Center Building on Clark Street behind the Town Hall. Proposals will be received in accordance with Contract Documents and Specifications prepared by Shelgren & Marzec, Architects, P.C., for the Town of Lancaster, a copy of which is on file with the Town Clerk at his office in the Town Hall, Lancaster, New York, where the same may be examined during the usual business hours.

Copies of the Contract Documents required for review or bidding purposes may be obtained at the offices of Shelgren & Marzec, Architects, P.C., 641 Delaware Avenue, Buffalo, New York, upon deposit of \$25.00 for each set. Any unsuccessful bidder, upon returning such set within 30 days after bid opening and in good condition, will be refunded his deposit, and any non-bidder upon so returning his set, will be refunded his deposit.

Each proposal must be accompanied by a certified check payable to the Town of Lancaster, or bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in the amount not less than 5 percent of the amount of the base bid, conditioned that if his proposal is accepted, he will enter into a contract for same and that he will execute any such further security as may be required for the faithful performance of the contract.

All bids shall be submitted in sealed envelopes addressed to the Town of Lancaster and shall be plainly marked on the outside with the Contractor's name and title of his bid.

The Owner reserves the right to reject any or all bids for failure to comply with the requirements of the Contract Documents but may, at its discretion, waive any informalities or irregularities.

The Owner further reserves the right to reject any or all bids or to award a contract which in its judgment is in the best interest of the Owner.

No Bidder may withdraw his bid within 30 days after the opening thereof, but may withdraw same at any time prior to the opening thereof.

ROBERT P. THILL  
Town Clerk  
Town of Lancaster

September 8, 1981

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster has heretofore advertised for bids to furnish Radio Communication Equipment for the Police Department Radio System, and

WHEREAS, the Chief of Police has reviewed said bids and made his report and recommendation relative thereto,

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Motorola Communications & Electronics, Inc., 388 Evans Street, Williamsville, New York 14221, in the sum of \$34,438.00, be accepted as being the lowest bid submitted and in conformance with specifications therefor, and

BE IT FURTHER

RESOLVED, that order for said radio communications equipment be and hereby is authorized to be placed with delivery to be made not later than ninety (90) days after date of order.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

The resolution was thereupon unanimously adopted.

September 8, 1981

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated September 1, 1981, has recommended that Gloria Gorenflo, Youth Power Employment Counselor, be authorized to attend a Labor-Management Workshop on Compensation and the Handicapped, to be held at Buffalo, New York on September 17, 1981,

NOW, THEREFORE, BE IT

RESOLVED, that GLORIA GORENFLO, be and is hereby authorized to attend the aforementioned workshop, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$6.00, plus mileage, Thruway tolls, and parking.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

September 8, 1981

STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit Application - Walt's Tree Service  
On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
2. Grade Crossings, Maple Drive Signalization  
On February 4, 1980, the N.Y.S. Dept. of Transportation acknowledged receipt of the Town Board resolution requesting signalization of this crossing and forwarded it to Albany Railroad Safety Section for review.
3. Public Improvement Permit Authorization, Countryside Subdivision, Phase 1 (Josela)  
The Town Board on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
4. Public Improvement Permit Authorization, Countryview East Subdivision, Phase 1 (Marrano)  
On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 21, 1981. On July 6, 1981, the Certificates of Occupancy were ordered held until retention basins are cleaned.
5. Public Improvement Permit Authorization, Heritage Hills Subdivision, Phase 1  
The Town Board authorized issuance of P.I.P. No. 69 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance. On July 6, 1981, the Certificates of Occupancy were ordered held until retention basins are cleaned.
6. Public Improvement Permit Authorization, Woodview Estates Subdivision  
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision. At the Town Board meeting of May 18, 1981, the Building Inspector was directed to inform the developer to complete the required sidewalks within this subdivision.
7. Special Use Permit - Brink's Motors, Inc.  
On March 2, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
8. Street Lighting Damage - New Subdivisions  
On June 15, 1981, this matter was referred to the Lighting Committee for review. On August 18, 1981, the Town Clerk wrote to the developers of Heritage Hills Subdivision, Countryview East Subdivision, and Countryside Subdivision directing them to repair all damaged items.
9. Subdivision Approval, Countryside East  
On January 15, 1979, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

10. Subdivision Approval, Lancaster Industrial Commerce Center  
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of the Water, Sanitary Sewer and Drainage District applications.
11. Subdivision Approval, Plumb Bottom Estates  
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
12. Traffic Study, Central Avenue and Columbia Avenue Intersection  
On September 4, 1980, the County Dept. of Highways requested a report of all accidents at this intersection for the past three years. On October 8, 1980, the Town Clerk provided the County with the required report data.
13. Traffic Study, Genesee Street and Ransom Road  
On July 6, 1981, the Town Board adopted a resolution requesting the N.Y.S. Dept. of Transportation to improve the sight line distances at this intersection. On July 13, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that they will conduct this study as their caseload permits.
14. Traffic Study, Green Arrows at Central and Walden Avenues  
On March 20, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that green arrows will be installed at this intersection.
15. Traffic Study, Speed Reduction on William Street  
On September 9, 1980, the N.Y.S. Dept. of Transportation notified the Town Board that this study was under way.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

None

COMMUNICATIONS:DISPOSITION

687. Ernest E. Holfoth, CPCU to Supervisor -  
Explanation of enforcement by State  
regarding New York's Public Employee  
Occupational Safety and Health Law.
688. Town Clerk to Town Board -  
Resume of actions taken in regards to  
Town Board meeting held 8/17/81.
689. County Dept. of Youth Services to  
Supervisor -  
Transmittal of revised chart of County  
State aid eligibilities through the  
State Division for Youth.
690. County Dept. of Environ. and Planning to  
Supervisor -  
Transmittal of Notice of Public Hearing  
on 1981 User Charge Rates to be held  
9/18/81 at Buffalo.
691. Various Officials to Supervisor -  
Notice of forum entitled "Local SEQR  
Power and Responsibilities" to be held  
at Hamburg on 10/1/81.
692. Supervisor to Figgie International Inc. -  
Notice of community interest in possible  
consolidation of Scott Aviation operations.
693. Building Inspector to Town Board -  
Monthly report for August 1981.
694. Town Engineers to Town Board -  
Engineering Annual Contract for 1982.
695. Supervisor to Town Board -  
Transmittal of Municipal Affairs Review -  
July 1981 with article entitled "Bingo  
License Fees Increased".
696. Supervisor to Supervisors of Alden, Aurora,  
Elma, Marilla and Wales -  
Transmittal of Community Services Demonstra-  
tion Clusters Project application with  
request of that letter be sent to County  
expressing concurrence.
697. Supervisor to County Office of Disaster  
Preparedness -  
Request for copies of "Home Study Course  
for Radiological Monitoring".
698. County Dept. of Environ. and Planning  
to Supervisor -  
Notification of "Opt-Out" Right,  
1982-84 CD Program.
699. N.Y.S. Office for the Aging to Supervisor -  
Transmittal of approved application for  
State Aid.
700. International Cable to Global Cable TV -  
Comments regarding Sabres CATV Package.
701. LIDA to Sen. Walter J. Floss, Jr. -  
Transmittal of summary of industrial  
activities for past five years.

INSURANCE COMMITTEE

R &amp; F

YOUTH BUREAUSUPERVISORATTORNEYBUILDING INSPECTORPLANNING BOARD

R &amp; F

R &amp; F

BUDGET

R &amp; F

R &amp; F

R &amp; F

R &amp; F

R &amp; F

CABLE TV COMMITTEEMEMBERS

R &amp; F

702.	Supervisor to Allan D. Moore - Transmittal of complaint of noise situation at Lancaster Speedway with request for status of installation of noise baffles.	ATTORNEY
703.	N.Y.S. Employees' Retirement System to Supervisor - Notification of steps to be taken regarding change of benefits.	R & F
704.	Youth Bureau to Supervisor - Request permission for J. Trojanowsky to attend W.N.Y. Assn. of Youth Boards and Youth Bureaus on 9/16/81 at Cheektowaga.	R & F
705.	Drug Abuse Prevention Council to Town Board - Recommendation that David Parra be appointed full time.	R & F
706.	Twin Dist. Vol. Fire Co., Inc. to Town Clerk - Recommendation of new member to active roster.	R & F
707.	Thill-Demerly Agency, Inc. to Town Clerk - Notification that fire companies cannot be named as additional insured.	E. HOFCLICK FOR COMMENT TOWN CLERK FOR LETTER
708.	N.Y.S. Board of Equalization and Assessment to Supervisor - Transmittal of "Certificate of Final Special Franchise Assessments".	R & F
709.	N.Y.S. Board of Equalization and Assessment to Supervisor - Transmittal of Certificate of Final State Equalization Rate for Assessment Roll Filed in 1980.	R & F
710.	Planning Board to Town Board - Minutes from meeting held 8/19/81.	R & F
711.	Lancaster Opera House Committee to Town Board - Invitation to attend opening on 9/20/81 at Town Hall.	R & F
712.	Highway Supt. to Town Board - Request authorization to purchase Motorola radios.	R & F
713.	Global Cable TV to Supervisor - Status on Buffalo Sabres programming contract with International Cable.	R & F
714.	Building Inspector to Supervisor - Summary of building permits issued in various communities.	R & F
715.	Newspaper Clipping - Announcement of Public Hearing to be held 10/13/81 at Cheektowaga Town Hall regarding the Industrial Pretreatment Program.	SEWER COMMITTEE SUPERVISOR
716.	County CD Program to Supervisor - Transmittal of 1981-1982 CD Agreements for 7th Year Program.	R & F

COMMUNICATIONS CONT'D.:

DISPOSITION

717. Highway Supt. to Town Board - Notice of intent to require a doctor's statement of eligibility regarding Virgil Paul.	R & F
718. N.Y.S. Div. of Substance Abuse Services to Supervisor - Notification that Lancaster Drug Abuse Prevention Council will be recommended for a full license.	R & F COUNCILMAN BERENT BUDGET MEETING
719. Town Clerk to Supervisor - Monthly report for August 1981.	R & F
720. Lancaster Youth Board to Lancaster Board of Education - Expression of appreciation for use of Middle School for presentations.	R & F
721. Drug Abuse Prevention Council to Supervisor - Concurrence with schedule of pay for David Parra.	R & F
722. N.Y.S. Dept. of Motor Vehicles to Supervisor - Explanation of the Local Regulation of Junk Yards and the New Auto Theft Prevention Program.	BLDG. INSPECTOR PLANNING BOARD ATTORNEY
723. U.S. Environmental Protection Agency to Supervisor - Notice of environmental review performed on ECSD No. 4.	R & F
724. Assessor to Town Board - Annual Report for 1982.	R & F
725. Town Architects to Supervisor - Transmittal of change order from Henter Construction Corp. regarding Opera House Restoration Program.	R & F
726. Ambulance Board to Town Board - Recommendation of members to active roster of LVAC.	R & F
727. Recreation Commission to Town Board Minutes from meeting held 8/10/81.	R & F
728. Town Engineers to Town Board - Recommendations regarding improvement of drainage problem at 43 Botimer St.	ENGINEER FOR COST DATA
729. Youth Bureau to Supervisor - Requestion permission for Youth Power Employment Counselor to attend Labor/Management Workshop on Compensation and Handicapped to be held at Buffalo on 9/17/81.	TOWN CLERK FOR SUSPENDED RESOLUTION
The Supervisor requested a suspension of the necessary rule for immediate consideration of the following communications - SUSPENSION GRANTED.	
730. Police Chief to Chair., Police Committee - Recommendation of acceptance of Radio System bid from Motorola.	ATTORNEY FOR SUSPENDED RESOLUTION
731. LVAC to Supervisor - Offer of lease agreement for new modular ambulance.	R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BERENT, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 9:30 P.M. out of respect  
to:

PAUL LaROSE

WALTER SAMULSKI

Signed Robert P. Thill  
Robert P. Thill, Town Clerk